

ADMINISTRATIVE - OFFICIAL USE ONLY

79-0014/6

OLC 79-1033

2 April 1979

MEMORANDUM FOR THE RECORD

SUBJECT: CIA Records to be Handled in Connection with HSCA Investigation

1. We are at the end of the investigatory aspect of the HSCA work. The report itself aside, there are administrative problems to be faced and resolved. This memorandum addresses the question of the records under the agreement with the Committee.

2. The Memorandum of Understanding with the Committee, Section VI., B., completed in August 1977, provides as follows:

"B. Upon the termination of the Committee, all materials provided by CIA and examined by the Committee will be kept and preserved within a segregated and secure area within CIA for at least 30 years unless the DCI and the House of Representatives agree to a shorter period of time. . . ."

An Agency working group was formed some time ago under chairmanship of an officer from the Directorate of Administration, but the main focus has been on the investigation and report, so there has been little need to take action on the subject. Until HSCA completes its report there still may be little initiative on its part.

3. One problem that should be kept in mind is that there are extensive files assembled for review by Committee investigators that were never reviewed. The HSCA Chief Counsel and Staff Director, Mr. Blakey, takes the position that Committee records show that all records have been reviewed. He may feel obliged to take this position in support of claims about the completeness of his investigation, despite our having told him that some 20% of the material readied for review was not looked at. Under the provisions of the agreement the material not reviewed is not subject to segregated storage, although his stated position may result in an eventual assertion that it should be. Further, for the record, the Agency may wish to have at least an inventory of materials assembled but not reviewed, which it is not obliged to segregate and store.

4. I have spoken with Mr. Don Gregg, DDO/PCS/LOC, and he is addressing it for the DDO; this constitutes the major problem from a volume point of view. IG paper was provided the DDO collection point, where copies remain

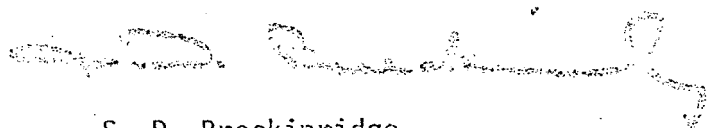
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The Office of Security has a limited total file involvement, as does the Office of Personnel; other DDA paper should present only a limited problem. DDS&T paper should prove limited; certain sensitive files have been looked at, but the volume to be retained should not be great. NFAC paper seems limited primarily to a few files in OCR.

5. As I am phasing out, it is merely noted at this point that the working group probably should begin to ready itself for the problem. Mr. Blakey's initiative is more likely to occur after mid-April.



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